IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

FRIDAY, THE 19TH JANUARY 2007 / 29TH PAUSHA 1928

WP(C).No. 27632 of 2006(M)

PETITIONER:

LATHA K.CHELLAPPAN, W/O.K.CHELLAPPAN,
LATHA NIVAS, PAIPOOR, PATHANAMTHITTA DISTRICT.

BY ADV. SRI.LALJI P.THOMAS

RESPONDENTS:

---

1. THE SPECIAL SALES OFFICER,
INSPECTOR OF CO-OPERATIVE SOCIETY,
THIRUVALLA EAST CO-OPERATIVE BANK LTD.NO.3260,
ERAVIPEROOR.

2. THE SECRETARY,
THE THIRUVALLA EAST CO-OPERATIVE BANK LTD.NO.3260,
ERAVIPEROOR.

BY ADV. SRI.T.R.HARIKUMAR FOR R2
SRI.V.G.ARUN
GOVERNMENT PLEADER SRI.P.N.SANTHOSH

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 19/01/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXHIBIT

EXT.P1- TRUE COPY OF THE REVENUE RECOVERY NOTICE ISSUED BY THE 1ST RESPONDENT TO THE PETITIONER DATED 27.7.2006.

(TRUE COPY)

P.A TO JUDGE

J.M.JAMES, J.

W.P.(C). 27632/2006

Dated this the 19th day of January, 2007

JUDGMENT

When the writ petition came up for consideration, there was an interim order of stay of Ext.P1 for a period of two months with effect from 20.10.2006, on condition of the writ petitioner paying an amount of Rs.25,000/- within one month from that date. However, this had not been complied with. The writ petitioner is before this Court praying to extend him the One Time Settlement facilities, now available.

2. After hearing both sides, taking a lenient view, I direct the writ petitioner to approach the second respondent with an application, requesting for an One Time Settlement. The second respondent shall hear the petitioner fixing the final amount due, as per the One Time Settlement, although under Ext.P1 the total amount, that is demanded from the writ petitioner, is Rs.2,40,078/-.

3. The petitioner shall remit an amount of Rs.50,000/- within one month from today. In case of any failure on the part of the petitioner to remit Rs.50,000/- as ordered above within the above said period, the petitioner will lose the right to approach the second respondent for the One Time Settlement facilities.

4. After the above conditions are complied with, the second respondent shall pass final orders on merit, after hearing the writ petitioner fixing the amount due, as per the Circular No.59/2006 dated 30.11.2006.

5. On compliance of the above directions and conditions, there shall be no coercive action against the petitioner.

The writ petition is disposed of as above.

J.M.JAMES
JUDGE

mrcs